

The Honorable Jamal N. Whitehead

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

DARRYL LAMONT YOUNG and
AQEELAH NGIESHA WILLIAMS,
Defendants.

NO. CR24-176-JNW

PROTECTIVE ORDER
(PROPOSED)

This matter, having come to the Court's attention on the Stipulated Motion for Protective Order, and the Court, having considered the motion, and being fully advised in this matter, hereby enters the following PROTECTIVE ORDER:

1. The material that is described in the Stipulated Motion is deemed "Protected Material."

2. The United States will make available copies of the Protected Material to defense counsel to comply with the government's discovery obligations. Possession of the Protected Materials is limited to defense counsel, as well as their investigators, paralegals, assistants, law clerks, and experts (collectively, the "members of the defense

1 team"). The members of the defense team may not provide copies of the Protected
2 Material to other persons, including the Defendants themselves.

3 3. The members of the Defendants' defense team may share and review the
4 Protected Material with the Defendants. The Defendants are permitted to review the
5 Protected Material in their counsel's presence or on a computer screen that their counsel
6 may share during remote meetings. The Defendants are prohibited from retaining a copy
7 of the Protected Material or from disseminating the discovery.

8 4. The members of the defense team acknowledge that providing copies of the
9 Protected Material to the Defendants and other persons is prohibited and agree not to
10 provide copies of the Protected Material to persons outside of the defense team. This
11 order does not limit employees of the United States Attorney's Office for the Western
12 District of Washington from disclosing the Protected Material to members of the United
13 States Attorney's Office, federal law enforcement agencies, witnesses, and the Court and
14 defense as necessary to comply with the government's discovery obligations.

15 5. Additional types of discovery items may be deemed by the parties to
16 constitute Protected Material upon agreement, or (if no agreement can be reached) by
17 further order of the Court.

18 6. Nothing in this order should be construed as imposing any discovery
19 obligations on the government or defendants that are different from those imposed by
20 case law and Rule 16 of the Federal Rules of Criminal Procedure, and the Local Criminal
21 Rules. The failure to designate any material as Protected Material shall not constitute a
22 waiver of a party's assertion that the materials are covered by this Protective Order.

23 7. Any Protected Material that is filed with the Court in connection with pre-
24 trial motions, trial, or other matter before this Court, shall be filed under seal and shall
25 remain sealed until otherwise ordered by this Court. This does not entitle either party to
26 seal their filings as a matter of course. The parties are required to comply in all respects
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1 with the relevant local and federal rules of criminal procedure pertaining to the sealing of
2 court documents.

3 8. Nothing in this Stipulation shall prevent any party from seeking
4 modification of this Protective Order or from objecting to discovery that it believes to be
5 otherwise improper. The parties agree that in the event that compliance with this Order
6 makes it difficult for defense counsel to adhere to their Sixth Amendment obligations, or
7 otherwise imposes an unworkable burden on defense counsel, they shall bring any
8 concerns about the terms of the Order to the attention of the government. The parties
9 shall then meet and confer with the intention of finding a mutually acceptable solution. In
10 the event that the parties cannot reach such a solution, defense counsel shall have the
11 right to bring any concerns about the scope or terms of the Order to the attention of the
12 Court by way of a motion.

13 9. The provisions of this Order shall not terminate at the conclusion of this
14 prosecution.

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16 DATED this 30th day of October, 2024.

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19 Jamal N. Whitehead
20 United States District Judge

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22 Presented by:

23
24 s/ Yunah Chung

25 MICHAEL DION

26 YUNAH CHUNG

27 *Assistant United States Attorneys*

1 s/ Dennis Carroll

DENNIS CARROLL

2 Office of the Federal Public Defender

3 *Attorney for Darryl Lamont Young*

4 s/ Nicholas Wright Marchi

NICHOLAS WRIGHT MARCHI

5 Carney & Marchi, P.S.

6 *Attorneys for Aqeelah Ngiesha Williams*